IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 27TH JUNE 2007 / 6TH ASHADHA 1929

Crl.MC.No. 2051 of 2007()

CRA.302/2007 of ADDL. SESSIONS COURT, ALAPPUZHA

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PETITIONER: APPELLANT/ACCUSED:

R. JAYASHANKAR, S/O. RADHAKRISHNAN,
SANKAR VILLA, OPPOSITE X-RAY HOSPITAL, CHERTHALA.

BY ADV. SRI.V.P.MOHAMMED NIYAZ

RESPONDENTS: RESPONDENTS/COUNTER PETITIONERS:

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1. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

2. V.R. SANGEETH,
VELIYIL HOUSE, EZHUPUNNA SOUTH P.O.,
CHERTHALA, ALAPPUZHA.

BY PUBLIC PROSECUTOR SRI.M.S.BREEZ

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 27/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

Crl.M.C.No.2051 of 2007

Dated this the 27th day of June 2007

O R D E R

The petitioner has been found guilty, convicted and sentenced in a prosecution under Section 138 of the Negotiable Instruments Act. He preferred an appeal. The appellate court admitted the appeal; but suspended his sentence subject to conditions. One condition is that an amount of Rs.40,000/- (the cheque amount is Rs.2,00,000/-) must be deposited within a period of two months. The petitioner claims to be aggrieved by the said direction to deposit an amount of Rs.40,000/-.

2. In the course of discussions at the Bar, the learned counsel for the petitioner makes only one request. He prays that the petitioner may be given sometime to deposit half the amount and a further time of one month to deposit the remaining amount.

3. I am satisfied that the request can be allowed. The petitioner is granted fifteen days time from this day to pay the amount of Rs.20,000/- and a further period of one month thereafter to pay the balance amount of Rs.20,000/-. No further extension of time shall be granted.

4. This petition is allowed to the above extent.

(R.BASANT, JUDGE)

jsr

// True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007